IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

Bail Appl..No. 4639 of 2007()

CRIME NO. 11/07 OF PEERUMEDU EXCISE RANGE
CMP.2099/2007 of J.M.F.C.,PEERUMEDU

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PETITIONER/ACCUSED

ALEX.Y, AGED 41 YEARS,
S/O.YESUDAS, KAILASBHAVAN,
KOCHUKARINTHIRUV, ELAPPARA, IDUKKI DISTRICT.

BY ADV. SRI.SHYAM K.L.

RESPONDENTS: COMPLAINANT

STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 4639 of 2007

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Dated this the 1st day of August, 2007

O R D E R

Application for regular bail. The petitioner was allegedly found to be in possession of 8 litres of arrack on 25.6.2007. He came to this Court with an application for anticipatory bail. The same was dismissed with observations. The petitioner later surrendered before the learned Magistrate. He was remanded to custody and he continues in custody from 17.7.07. The learned Prosecutor submits that there is no history of any criminal antecedents to the petitioner.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not seriously oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions. The learned Prosecutor points out that the petitioner is involved in other crimes under the Abkari Act also.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 8.8.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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